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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/722,687	11/24/2003	Pierre Blouin	LUP-106	8298
75	590 02/18/2005		EXAM	INER
LORUSSO, LOUD & KELLY, LLP			NGUYEN, TRAN N	
15 RYE STREI SUITE 312	ET .		ART UNIT PAPER NUMBER	
PORTSMOUTI	H, NH 03801		2834	
			DATE MAILED: 02/18/2005	

Please find below and/or attached an Office communication concerning this application or proceeding.

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	Application No.	Applicant(s)	(3		
	10/722,687	BLOUIN ET AL.			
Office Action Summary	Examiner	Art Unit			
	Tran N. Nguyen	2834			
The MAILING DATE of this communication ap Period for Reply	pears on the cover sheet with the	correspondence addr	ess		
A SHORTENED STATUTORY PERIOD FOR REPL THE MAILING DATE OF THIS COMMUNICATION.  - Extensions of time may be available under the provisions of 37 CFR 1. after SIX (6) MONTHS from the mailing date of this communication.  - If the period for reply specified above is less than thirty (30) days, a rep - If NO period for reply is specified above, the maximum statutory period - Failure to reply within the set or extended period for reply will, by statut Any reply received by the Office later than three months after the mailin earned patent term adjustment. See 37 CFR 1.704(b).	136(a). In no event, however, may a reply be ly within the statutory minimum of thirty (30) of will apply and will expire SIX (6) MONTHS fro e, cause the application to become ABANDO!	timely filed lays will be considered timely. om the mailing date of this comi NED (35 U.S.C. § 133).	munication.		
Status					
1) Responsive to communication(s) filed on					
	—· s action is non-final.				
3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under <i>Ex parte Quayle</i> , 1935 C.D. 11, 453 O.G. 213.					
Disposition of Claims					
4) Claim(s) 1-43 is/are pending in the application 4a) Of the above claim(s) is/are withdra 5) Claim(s) is/are allowed. 6) Claim(s) is/are rejected. 7) Claim(s) is/are objected to. 8) Claim(s) 1-43 are subject to restriction and/or	awn from consideration.				
Application Papers					
9) The specification is objected to by the Examin					
10)☐ The drawing(s) filed on is/are: a)☐ accepted or b)☐ objected to by the Examiner.					
Applicant may not request that any objection to the	•	• •			
Replacement drawing sheet(s) including the correct 11) The oath or declaration is objected to by the E		•	` '		
Priority under 35 U.S.C. § 119					
12) Acknowledgment is made of a claim for foreign a) All b) Some * c) None of:  1. Certified copies of the priority document 2. Certified copies of the priority document 3. Copies of the certified copies of the priority document application from the International Bureat * See the attached detailed Office action for a list	ts have been received. ts have been received in Applica prity documents have been recei uu (PCT Rule 17.2(a)).	ation Noved in this National St	age		
Attachment(s)					
1) Notice of References Cited (PTO-892)	4) Interview Summa				
Notice of Draftsperson's Patent Drawing Review (PTO-948)     Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)     Paper No(s)/Mail Date	Paper No(s)/Mail 5) Notice of Informal 6) Other:	Date Patent Application (PTO-1	52)		

## **Election/Restriction**

Restriction to one of the following inventions is required under 35 U.S.C. 121:

(I) Claims 1-42 are drawn a stator structure classified in class 310, subclass 216.

(II) Claims 43-44 are drawn to to method of making a stator, classified in class 29, subclass 596.

The inventions are distinct, each from the other because of the following reasons: Inventions in groups I and II are related as process of making and product made. The inventions are distinct if either or both of the following can be shown: (1) that the process as claimed can be used to make other and materially different products or (2) that the product as claimed can be made by another and materially different process (MPEP § 806.05(f)). In the instant case there are various methods to fabricate a stator including automatic machinery process and/or manual process, wherein each process having various orders of fabricating steps. Also, the method of forming the stator in the present invention can be employed to form other magnetic elements such as magnetic sensor, magnetic bearings, and magnetic switches.

A telephone call was made to Mr. Mare A. Vivenzio, on 2/15/05 to request an oral election to the above restriction requirement, but Mr. Vivenzio could not be reached; therefore, did not result in an election being made.

Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143).

Applicant is reminded that upon the cancellation of claims to a non-elected invention, the inventorship must be amended in compliance with 37 CFR 1.48(b) if one or more of the

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currently named inventors is no longer an inventor of at least one claim remaining in the application. Any amendment of inventorship must be accompanied by a petition under 37 CFR 1.48(b) and by the fee required under 37 CFR 1.17(I).

## Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Tran N. Nguyen whose telephone number is (571) 272-2030. The examiner can normally be reached on M-F 7:00AM-4:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Darren Schuberg can be reached on (571)-272-2044. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at \$66-217-9197 (toll-free).

Tran N. Nguyen

Primary Examiner

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